

CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT)
Budget & Finance Committee Meeting
Tuesday, February 8, 2005
Stephen P. Clark Center
111 NW 1st Street
10th Floor Conference Room
9:30 a.m.

Summary of Minutes

MEMBERS PRESENT:

Theodore Wilde, Chairman
Miles Moss

Franklin Kelly
Susannah Troner

COUNTY ATTORNEY:

Bruce Libhaber

OTHERS PRESENT:

Nan A. Markowitz, Executive Director
Lilia Medina, City of Miami
Betty Alexander, DBD
Virginia Diaz, OCITT
Jorge Fernandez, MDT
Marlene Amaro, MDT
Sergio Masvidal, Public Financial Management

Maria H. Cerna, MDT
David Tinder, PWD
Pepe Valdes, OCITT
Lourdes Gomez, MDT
Patty David, OCITT
John Prats, OCITT

ROLL CALL

With a quorum present, Mr. Theodore Wilde, Chairman of the Budget and Finance Committee, called the meeting to order at 9:40 a.m.

APPROVAL OF AGENDA

Mr. Wilde requested to take Action Items 6F and 6G out of order. Mr. Kelly moved to approve the agenda. The motion was seconded by Mr. Wilde and carried without dissent.

APPROVAL OF MINUTES – DECEMBER 9, 2004/DECEMBER 17, 2004

Mr. Moss moved to approve the December 9, 2004, and the December 17, 2004, minutes. The motion was seconded by Mr. Kelly and carried without dissent.

CITIZEN'S COMMENTS

None

OLD BUSINESS

FOLLOW-UP REPORT

Ms. Marlene Amaro, OCITT staff, reported that the Budget and Finance Follow-Up Report was distributed. Ms. Amaro noted that the presentation on the MPO Waterborne Transportation Study is being scheduled. Mr. Oscar Camejo, Transportation System Analyst, MPO, added that the study was presented to the TPC and at that meeting it was requested that the consultants modify the report. OCITT staff stated that once the report has been completed they will work on scheduling a presentation.

PRESENTATIONS

GOLDEN PASSPORT CALCULATIONS

Mr. Jorge Fernandez, Chief Budget & Performance Reporting, MDT, reported that since the passage of the PTP all senior citizens ride for free on the Miami-Dade Transit System. Mr. Fernandez

explained that the boardings are captured by the fare gates, bus fare boxes, and the B Counting Program. Mr. Wilde asked what a B Count Program is. Mr. Fernandez replied that the B Count Program was started because riders were going through the fare gates and were not being counted in the system. Therefore, MDT employees are stationed at the fare gates to ensure that everyone is counted. Mr. Fernandez further explained the method in which the CITT is charged for the Golden Passport charges. Mr. Wilde asked for a written report as to how the \$6 million charges were calculated. Mr. Moss asked if the Patriot Pass passengers have been tracked as well. Mr. Fernandez responded that they cannot track the Patriot riders separately; they are treated as Golden Passport riders. Mr. Moss noted that the Patriot Passport was approved for a three year pilot program and assumes that after two years it would be re-evaluated for its effectiveness. Therefore, someone needs to figure out how those passengers are going to be tracked.

USE OF FTA FORMULA FUNDS – MDT

Mr. Fernandez explained that the Federal Urban Formula Funds used for maintenance are reimbursement to the operating budget. The expenses are transferred from operation to capital funds.

SCOPE OF MAINTENANCE INCLUDED IN THE PTP – PWD

Mr. David Tinder, PTP Coordinator, PWD, explained in detail the itemized list of additional maintenance cost for PWD 10-year period limitation in the PTP. He added that the expected cost is \$30,727,480 (a copy of the list was distributed). He further stated that the estimates were based on the Commissioner's Neighborhood Improvements requests. Mr. Moss questioned what happens after the 10-year limitation. Mr. Tinder responded that this is an issue he would like for the CITT to address. Mr. Moss stated that he would like to add that issue to those to be discussed at the next Joint BCC/CITT meeting.

REPORTS

OCITT MONTHLY REPORTS

Ms. Amaro noted that the monthly reports were distributed.

PTP PRO-FORMA UPDATE

Mr. Sergio Masvidal, representative Public Financial Management, responded to Mr. Wilde's questions pertaining to the PTP Pro-Forma. (Copies of Mr. Wilde's questions were distributed, and subsequent to the meeting MDT provided a written response.)

MDT SUPPORT SERVICE EXPENDITURES INVOICE

Ms. Markowitz reported that those invoices are being reviewed by staff. Mr. Wilde asked Mr. Libhaber why the MDT invoices are being submitted to the CITT. Mr. Libhaber responded that it is his understanding that the entity that is making the transfers and maintaining a record of the expenditures and disbursements is CITT staff. Mr. Wilde noted that Ms. Amaro does not have the authority to approve distributions of PTP funds. Ms. Markowitz interjected that she approves those transfers. Mr. Wilde further stated that the public is under the impression that the CITT approves those expenditures when it does not. Ms. Lourdes Gomez, Executive Assistant, MDT, explained that the invoices are mostly operational expenses which have included an itemized list of those expenses. Mr. Wilde again commented that he is uncomfortable with the language on the CITT website.

MDT QUARTERLY REPORT – 4TH QUARTER

Mr. Fernandez responded to Mr. Wilde's questions (Questions were distributed and subsequent to the meeting Mr. Fernandez provided written responses)

Ms. Troner questioned what happens to the PTP Amendment for support of MDT existing services since the Mayor vetoed the item. Mr. Libhaber replied that the BCC would need to override the Mayor's veto, at the March 1, 2005, BCC meeting. If that does not occur, the item would come back to the CITT.

INFORMATIONAL ITEMS

- Small Purchase Orders for the Month of November 2004
- Small Purchase Orders for the Month of December 2004

Mr. Moss proposed a CITT resolution in support of a proposed Ordinance amendment being requested by the County Manager (a copy of the Proposed Amendment was distributed). The proposal would allow for the County Manager to award contracts under \$100,000 which utilize PTP funds. Mr. Libhaber added that he was asked by the County Manager to prepare the resolution; which he forwarded to MDT, PWD and Mr Bill Johnson, Assistant County Manager, for review. The item will be placed on the BCC agenda for consideration. Members requested that Mr. Libhaber prepare a CITT resolution in support of the County Manager's proposal.

Mr. Moss moved to approve the resolution. The motion was seconded by Mr. Kelly and carried without dissent.

ACTION ITEM

F. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS (BCC) ACTION AUTHORIZING THE EXECUTION OF THE FOURTH SUPPLEMENTAL AGREEMENT TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN MIAMI-DADE COUNTY AND HNTB CORPORATION IN THE AMOUNT OF \$815,547 FOR PREPARING A SUPPLEMENTAL DRAFT ENVIRONMENTAL IMPACT STATEMENT (DEIS) AND FINALIZING THE FINAL ENVIRONMENTAL IMPACT STATEMENT (FEIS) AS REQUESTED BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) – MDT

Members requested to be kept updated on the percentage funding source allocation of surtax proceeds. Ms. Gomez added that project updates will be provided to OCITT staff for the CITT 90-Day Report.

Mr. Moss moved to forward with a favorable recommendation to the Project Review Committee. The motion was seconded by Mr. Kelly and carried without dissent.

I RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN MIAMI-DADE COUNTY AND URS CORPORATION SOUTHERN, TO PROVIDE FINAL DESIGN SERVICES FOR THE MIAMI INTERMODAL CENTER (MIC) EARLINGTON HEIGHTS CONNECTOR, CONTRACT NO. TR05-EHT-PE, IN AN AMOUNT NOT TO EXCEED \$17,929,994 – MDT

Mr. George Navarette, MDT, presented the item and answered the following questions that were submitted by OCITT staff:

What is the accurate total project cost? Mr. Navarette responded that the project cost is \$340 million which is listed in the Pro Forma. The increase from \$293 million to \$340 million in the project cost is due to 8 additional rail

vehicles and an additional .4 miles.

The \$100 million from FDOT is contingent upon MDT securing Congressional language recognizing project expenditures the local match for either the North or East/West Corridor. The deadline is June 2005. When does MDT expect Congress to act on this request? What action will be taken by the County Administration, should Congress fail to include this language? Is it accurate to say that failure to secure this language will result in the forfeiture of DOT's \$100 million?

Mr. Navarrette reported that based on his conversations with Lynn Harris, Special Assistant, MDT Governmental Affairs, and staff is working with two different appropriation committees in Washington, D.C., to add the congressional language that is needed to meet the deadline. Ms. Harris expects to get the language out of committee within the next two weeks. If the language is not included and the County loses the \$100 million it would be a significant impact for the project. The County administration would need to address that issue in the event that does not occur.

Mr. Moss moved to forward with a favorable recommendation to the Project Review Committee. The motion was seconded by Mr. Kelly and carried without dissent.

- A. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, DECLARING THE ACQUISITION OF LAND FOR THE CONSTRUCTION OF SW 157 AVENUE, SOUTH OF SW 120 STREET FOR APPROXIMATELY ½ MILE; AND FOR THE CONSTRUCTION OF SW 136 STREET, WEST OF SW 157 AVENUE FOR APPROXIMATELY 2000 FEET, AS A PUBLIC NECESSITY AND AUTHORIZING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS TO OBTAIN REQUIRED ENVIRONMENTAL AUDITS, AND TO ACQUIRE IN FEE SIMPLE THE RIGHT-OF-WAY AT THE APPRAISED VALUE AND TERMS OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY – PWD**
- B. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AT THE WEST KENDALL REGIONAL PARK AS PUBLIC ROAD RIGHT-OF-WAY FOR SW 157 AVENUE IN SECTION 8, TOWNSHIP 55 SOUTH, RANGE 39 EAST – PWD**
- C. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AT KENDALL – TAMiami EXECUTIVE AIRPORT AS PUBLIC ROAD RIGHT-OF-WAY FOR SW 136 STREET AND SW 157 AVENUE IN SECTIONS 17 AND 20, TOWNSHIP 55 SOUTH, RANGE 39 EAST; DIRECTING THE COUNTY MANAGER OR**

**DESIGNEE TO APPRAISE AND COMPENSATE THE AVIATION
DEPARTMENT FOR THE PROPERTY – PWD**

**G. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION
TRUST (CITT) APPROVING THE BOARD OF COUNTY
COMMISSIONERS (BCC) ACTION AUTHORIZING THE COUNTY
MANAGER TO NEGOTIATE AND ACQUIRE A PROPERTY LOCATED
AT 3795 N.W. SOUTH RIVER DRIVE AS PART OF THE
MIC/EARLINGTON HEIGHTS METRORAIL CONNECTOR – MDT**

Mr. David Tinder, PTP Coordinator, PWD, presented and answered questions. Mr. Wilde asked that the BCC Resolution language be added to CITT resolutions for action items 6A, B, C, and G.

Mr. Moss moved to forward with a favorable recommendation to the Project Review Committee to approve items 6A, B, C, and G with the added language. The motion was seconded by Ms. Troner and carried without dissent.

**D. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION
TRUST (CITT) APPROVING THE BOARD OF COUNTY
COMMISSIONERS' (BCC) ACTION, AUTHORIZING A JOINT
PARTICIPATION AGREEMENT (JPA) BETWEEN MIAMI-DADE COUNTY
AND THE CITY OF MIAMI TO PROVIDE FUNDING IN THE AMOUNT NOT
TO EXCEED \$500,000 FOR THE MIAMI RIVER TUNNEL FEASIBILITY
STUDY – PWD**

Mr. Tinder presented the item and answered questions. Mr. Tinder stated that he does not anticipate the cost for the feasibility study to increase. He also stated that surtax proceeds are the sole source funding for the feasibility study. After much discussion and expression of doubts about the project, Mr. Moss moved to forward the item to the Project Review Committee without a recommendation. The motion was seconded by Ms. Troner and carried without dissent.

**E. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION
TRUST (CITT) APPROVING THE BOARD OF COUNTY
COMMISSIONERS' (BCC) ACTION, AUTHORIZING THE AWARD OF
CONTRACTS WITH AUTHORITY TO EXERCISE OPTIONS TO RENEW
ESTABLISHED THERE UNDER, SUB ITEMS 4.1 AND 7.2 OF THE
DEPARTMENT OF PROCUREMENT MANAGEMENT'S (DPM)
COMMODITIES AND SERVICES CONTRACT AWARDS, FOR
EMERGENCY PURCHASES AND COMPETITIVE BIDS FOR MIAMI-
DADE TRANSIT – MDT**

Mr. Kelly moved to forward with a favorable recommendation to the Project Review Committee. The motion was seconded by Mr. Moss and carried without dissent.

H. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION AUTHORIZING A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$1 MILLION IN STATE FUNDS FOR THE INSTALLATION OF CANOPIES AT INNER LOOP METROMOVER STATIONS, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AND COMMIT UP TO \$1 MILLION IN CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS AS A LOCAL MATCH AS SPECIFIED IN THE JPA – MDT

Mr. Moss moved to forward the item without a recommendation to the Project Review Committee. The motion was seconded by Mr. Kelly. The motion was approved with one dissenting Member, Ms. Troner.

J. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION AUTHORIZING AN AGREEMENT WITH INFRASTRUCTURE MANAGEMENT GROUP, INC., TO OBTAIN FINANCIAL CONSULTING SERVICES FOR THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT), AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. 463 – CITT

Mr. Moss moved to forward with a favorable recommendation to the Project Review Committee. The motion was seconded by Mr. Kelly and carried without dissent.

ADJOURNMENT

There being no further business of the Budget & Finance Committee, the meeting was adjourned at 12:15 p.m.

*****MINUTES ARE IN SUMMARY FORM*****

FOR VERBATIM TRANSCRIPTIONS OF THIS MEETING PLEASE REQUEST COPIES OF THE TAPE FROM THE MIAMI-DADE OCITT OFFICE AT 305-375-3481